SINGLE BENCH

1 17/2005

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 1701 / 2005

PETITIONER

Laxmikant Gaikwad
S/o Late S.D. Gaikwad
Aged about 54 years,
Working as T.I, P.S- Chirmiri
Dist- Koria (Baikunthpur) C.G

P.R. No. 1660/05
Presented by Shri Talhuwar
dated 15.09.05

Versus

RESPONDENTS

1. **State of Chhattisgarh**
Through Secretary,
Department Of Home (Police)
Mantralaya D.K.S. Bhawan,
Raipur (C.G)

2. Superintendent of Police
Dist- Koria (Baikunthpur)
Chhattisgarh

RECEIVED-COPY
15.9.05
CLERK to A. G. BILASPUR

3. C. S. Sharma
Working as Town Inspector
Patna, Dist- Koria (C.G)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT ORDER OF DIRECTION TO DO JUSTICE IN THE MATTER.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....WP/20/1201/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	3-5-2005 Shri H.S. Ahluwalia, counsel for the petitioner. Shri Bhaskar Pyasi, Panel Lawyer for the State/respondents No.1 and 2. The petitioner has preferred this writ petition being aggrieved by the order dated 31-3-2005 passed by respondent No.2 whereby he has been transferred from P.S. Chirmiri to P.S. Patna. I have heard learned counsel for the petitoenr. Learned counsel for the petitioner submitted that the place where the petitioner has been transferred there is no post of T.I., therefore, he could not have been transferred and posted at P.S. Patna. Second grievance advanced by learned counsel for the petitoner is that the petitioner has already worked in Naxalites areas at Balaghat from 1997 to 2000 and as per the Government's policy once the police officer posted in the Naxalites areas, he is entitled for the posting of his choice ~~at the place where Naxalites activities are not available~~ and the place where the petitioner has now been posted is part of Naxalites affected areas. On this count also the petitioner's transfer is bad. Learned counsel further submitted that the petitioner may be allowed to make a detailed representation to respondent No.2 and he	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

be directed to decide the same to which learned counsel for respondents No.1 and 2 has no objection.

Having heard learned counsel for the petitioner, having perused the records and also looking to the limited request made by learned counsel for the petitioner which appears to be just and fair, the petitioner is allowed to make a detailed representation before respondent No.2 within a period of 10 days from today and in turn respondent No.2 will decide the representation of the petitioner within a period of one month from the date of receipt of the representation after considering all the points raised by the petitioner in an objective manner in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.1327/2005 and I.A. No.3293/2005 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barmel